

31A-18-108 Investment of excess surplus.

- (1) If an insurer has excess surplus, as defined under Section 31A-1-301, then to the extent of its excess surplus, the insurer may invest in a manner inconsistent with the limitations of Section 31A-18-106 or in other assets approved by the commissioner.
- (2) This section does not empower any insurer to make investments that are:
 - (a) illegal; or
 - (b) prohibited under Section 31A-4-107.
- (3) Each insurer has the burden of establishing the extent of its excess surplus.

Amended by Chapter 131, 1999 General Session